

UNITED STATES DISTRICT COURT

DISTRICT OF HAWAII

DAVID DEMAREST and GREEN MOUNTAIN
MYCOSYSTEMS LLC,

Plaintiffs,

vs.

**THIRD AMENDED
EXHIBIT LIST**Case No.: **22-CV-00064-JAO-KJM**RAIED J. ALFOUADI; DOE DEFENDANTS 1-20,
DOE CORPORATIONS, 1-20, DOE GOVERNMENT
AGENCIES 1-20, DOE PARTNERSHIPS 1-20,

Defendants.

PRESIDING JUDGE				PLAINTIFF'S ATTORNEYS		DEFENDANT'S ATTORNEYS	
Honorable Jill A. Otake				Kevin W. Herring, Esq. Ryan M. Toyomura, Esq. Glenn Katon, Esq.		James V. Myhre, Esq. Brent K. Wilson, Esq.	
TRIAL DATE(S)				COURT REPORTER		COURTROOM DEPUTY	
September 15, 2025							
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES		
	201				Plaintiff's Complaint filed February 14, 2022		
	202				Plaintiff's First Amended Complaint filed June 20, 2024		
	203				Plaintiff David Demarest's Answers to Defendant Raied J. Alfouadi's First Request for Answers to Interrogatories dated February 15, 2023		
	204				Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 21, 2024		
	205				Certificate of Service [Re: Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 21, 2024]		

*Include a notation as to the location of any exhibit not held with the case file or not available because of size.

EXHIBIT AND WITNESS LIST – CONTINUATION

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	206				Email to Jared Washkowitz from Myhre & Storm transmitting Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 21, 2024
	207				Email from Jared Washkowitz to Myhre & Storm requesting a hard copy of Defendant Raied J. Alfouadi's First Request for Admissions and Second Request for Answers to Interrogatories to Plaintiff David Demarest dated February 22, 2024
	208				Aerial photograph of Mala Wharf
	209				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	210				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	211				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	212				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	213				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	214				Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	215				Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	216				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:48 pm)
	217				Photograph of Jeff Pratt with yellow diesel can and yellow flotation taken 1/2/22 (4:48 pm)

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	218				Photograph of Jeff Pratt with yellow diesel can, yellow flotation and garbage bag taken 1/2/22 (4:48 pm)
	219				Photograph of Mala Wharf with boat, mast, Jeff Pratt and Raied Alfouadi taken 1/2/22 (5:08 pm)
	220				Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:08 pm)
	221				Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:09 pm)
	222				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	223				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	224				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	225				Close-up photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	226				Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)
	227				Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)
	228				Photograph of Mala Wharf and boat with Jeff Pratt on boat
	229				Night photographs of Mala Wharf and boat (nos. 1-4) taken 1/2/22 by Cory Fernandez
	230				Photographs of Mala Wharf and boat debris (nos. 5-10) taken 1/7/22 by Cory Fernandez
	231				Photograph of Mala boat ramp, jetty and wharf
	232				Photograph of Mala Wharf and boat

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	233				Photograph of boat and jetty
	234				Photograph of blocked entrance to Mala Wharf
	235				Photograph of beginning of Mala Wharf
	236				Photograph of middle of Mala Wharf
	237				Photograph of Mala boat ramp, jetty and wharf
	238				Close-up photograph of Mala boat ramp, jetty and wharf
	239				Photograph of Mala jetty and wharf
	240				Photograph of Mala jetty and wharf
	241				Photograph of Mala jetty and end of wharf
	242				Photograph of Mala jetty and wharf looking north
	243				Photograph of Mala jetty and wharf looking toward shore
	244				Photograph of Mala boat ramp, jetty and wharf looking toward shore
	245				Photograph of Lahaina Welding
	246				Close-up photograph of Lahaina Welding
	247				Photograph of Mala boat ramp, jetty and wharf taken from Lahaina Welding
	248				Recreational Boating Accident Report dated 1/4/22
	249				Affidavit of Facts signed by David Demarest
	250				Investigation Report by Cory Fernandez dated January 2, 2022
	251				Notes by Cory Fernandez
	252				Raied Alfouadi's email to Cory Fernandez dated 1/7/22

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	253				State Farm Boat Owner's Declaration
	254				State Farm Boat Owner's Policy
	255				Records produced by State of Hawaii, Department of Land and Natural Resources, Division of Boating and Ocean Recreation
	256				DLNR Lay Net Registration issued to Raied J. Alfouadi
	257				DCCA Application for Certificate of Authority for Foreign Limited Liability Company
	258				State of Vermont Office of Secretary of State Certificate of Good Standing
	259				Department of Commerce and Consumer Affairs Certificate of Authority dated January 14, 2022
	260				DCCA Green Mountain Mycosystems, LLC. business registration dated January 12, 2022
	261				Green Mountain Mycosystems, LLC.'s website
	262				Diary of work performed by David Demarest
	263				Worksheet of Expenses for Salvage and Wreck Disposal of Grounded Vessel HA 6874H by Green Mountain Mycosystems, LLC.
	264				Preliminary Scopic Sheet
	265				David Demarest's expense receipts
	266				Sebastian Coppes' Curriculum Vitae
	267				Sebastian Coppes' Fee Schedule
	268				Sebastian Coppes' Report dated April 18, 2023
	269				Sebastian Coppes' Report dated November 30, 2023
	270				William Leschaeve's Curriculum Vitae

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	271				William Leschaeve's Fee Schedule
	272				William Leschaeve's Report dated September 12, 2023
	273				William Leschaeve's Report dated March 21, 2024
	274				Email string between David Demarest and DLNR representatives Russell Sparks and Brian Neilson
	275				Photo of lift bag box 572499
	276				Photo of Lift bag box invoice no. 7171
	277				Photo of Lift bag box 572499
	278				Photo of Lift bag box 572499
	279				David Demarest Timesheet
	280				Jeffrey Pratt Timesheet
	281				Contract for Exchange of Services (Demarest/McCarthy)
	282				Lloyd's Standard Form of Salvage Agreement
	283				Scopic Rates 2020
	284				Lloyd's Form of Salvage Agreement for Grounded 29 foot Sailing Vessel HA 6874H
	285				Web posting of items on CL despite a federal lien
	286				Web posting attempts to illegally sell on Craigslist
	287				Email dated 1/19/22 from David Demarest to Robert T. Abrew
	288				Text message between Matthew McCarthy and Raied Alfouadi
	289				Photographs of Mala Wharf and surrounding
	290				Video [20220104_194037V] Night boat in water

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	291				Video [20220104_200331V] Night boat in water with dinghy.
	292				Video [20220104_215807V] Debris on rock jetty and boat in water secured.
	293				Video [20220106_073124V] Gas tank and other contents at Lahaina Welding.
	294				Video [20220106_143638V] Contents in dumpster at Lahaina Welding
	295				Video [20220106_161400goodvideoondustextractionV]
	296				Video [20220106_175359LahainaWeldingPartialExampleOfItemsUsedV]
	297				Video [20220106_181058V] Dust at wharf and rock jetty.
	298				Video [20220107_081524V] Demarest's feet and hands.
	299				Video [20220108_141125V] Tour guides with snorkels in vicinity of Mala Wharf.
	300				Video [20220108_154155documentationofpartofteamands alvagegoingonatbusypublicrampV]
	301				Video [20220108_155647epoxyV] Truck with contents.
	302				Video [20220109_073859V] Truck
	303				Video [20220109_091933V] Clear day of wharf and jetty.

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	304				Video [20220109_120355documentingsignificanttouristus eofareaafterwreckV] Truck, jetty and wharf.
	305				Video [20220109_171825V] Clear day wharf, jetty and ocean.
	306				Video [20220111_080513V] Debris, truck at Lahaina Welding.
	307				Video [20220113_124734V] Boat pieces at Lahaina Welding.
	308				Video [20220115_112324V] Contents in pickup truck.
	309				Coppes salvage photo overturned ship
	310				Coppes salvage photo burning ship with tug
	311				Coppes salvage photo burning ship with aircraft
	312				Coppes salvage photo listing ship
	313				US Coast Guard Basic Order Agreement rate sheet
	314				Alfouadi/State Farm Proof of Insurance
	315				Alfouadi/State Farm Declarations effective 1/22/22 to 1/22/23
	316				State Farm Boat Owner's Policy (BO-2100)
	317				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	318				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:26 pm)
	319				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	320				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	321				Photograph of boat contents in yellow kayak taken 1/2/22 (4:26 pm)
	322				Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	323				Photograph of boat contents in truck with Jeff Pratt taken 1/2/22 (4:48 pm)
	324				Photograph of boat contents in Jeff Pratt's truck taken 1/2/22 (4:48 pm)
	325				Photograph of Jeff Pratt with yellow diesel can and yellow flotation taken 1/2/22 (4:48 pm)
	326				Photograph of Jeff Pratt with yellow diesel can, yellow flotation and garbage bag taken 1/2/22 (4:48 pm)
	327				Photograph of Mala Wharf with boat, mast, Jeff Pratt and Raied Alfouadi taken 1/2/22 (5:08 pm)
	328				Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:08 pm)
	329				Photograph of Mala Wharf with boat, mast and Jeff Pratt taken 1/2/22 (5:09 pm)
	330				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	331				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:57 pm)
	332				Photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	333				Close-up photograph of Mala Wharf and boat without mast taken 1/4/22 (4:58 pm)
	334				Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)

David Demarest, et.al. vs. Raied J. Alfouadi					CASE NO. 22-CV-00064-JAO-KJM
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	335				Photograph of Mala Wharf and boat looking toward shore taken 1/4/22 (5:00 pm)
	336				Plaintiff's Motion for Voluntary Dismissal Pursuant to F.R.C.P. Rule 41 (a)(2) [ECF No. 154]